FORM PTO-1390 (Modified) U.S. PATENT AND TRADEMARK OFFICE; U.S. DEPARTMENT OF COMMERCE (REV. 07-2004) **TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371**	ATTORNEY'S DOCKET NUMBER 04-870
	U.S. APPLICATION NO. (If known, see 37 CFR 1.5) **10/511766**

INTERNATIONAL APPLICATION NO. PCT/GB03/01766	INTERNATIONAL FILING DATE 25 April 2003 (25.04.03)	PRIORITY DATE CLAIMED 8 May 2002 (8.05.02)

TITLE OF INVENTION

Respirator Assembly

APPLICANT(S) FOR DO/EO/US

1) Peter Clive Bridges 2) Adrian Huggins 3) Barry Short

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.

2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.

3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below.

4. ☐ The US has been elected (Article 31).

5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c) (2))

    a. ☒ is attached hereto (required only if not communicated by the International Bureau).

    b. ☐ has been communicated by the International Bureau.

    c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).

6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).

    a. ☐ is attached hereto.

    b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).

7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))

    a. ☐ are attached hereto (required only if not communicated by the International Bureau).

    b. ☐ have been communicated by the International Bureau.

    c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.

    d. ☐ have not been made and will not be made.

8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).

9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).

10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

11. ☒ A copy of the International Preliminary Examination Report (PCT/IPEA/409).

12. ☒ A copy of the International Search Report (PCT/ISA/210).

Items 13 to 23 below concern document(s) or information included:

13. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.

14. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.

15. ☒ A **FIRST** preliminary amendment.

16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.

17. ☐ A substitute specification.

18. ☐ A power of attorney and/or change of address letter.

19. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13*ter*.2 and 37 CFR 1.821 - 1.825.

20. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).

21. ☐ A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).

22. ☒ Express Mail Label No.   EV334702607US

23. ☒ Other items or information:

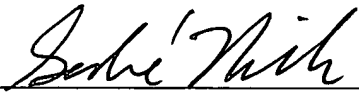   **Application Data Sheet, Filing Fee Check, Postcard, 3 sheets of Drawings,**

PCTUS1/REV04

U.S. APPLICATION NO (if known, see 37 CFR 1.5) 10/511766	INTERNATIONAL APPLICATION NO. PCT/GB03/01766	ATTORNEY'S DOCKET NUMBER 04-870

24. The following fees are submitted:.

BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)) :

CALCULATIONS   PTO USE ONLY

- ☐ Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO $1110.00
- ☒ International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO $950.00
- ☐ International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO $790.00
- ☐ International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) $750.00
- ☐ International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) $100.00

ENTER APPROPRIATE BASIC FEE AMOUNT =	$950.00	

Surcharge of **$130.00** for furnishing the oath or declaration later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492(e)). $0.00

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	7 - 20 =	0	x $18.00	$0.00	
Independent claims	1 - 3 =	0	x $88.00	$0.00	
Multiple Dependent Claims (check if applicable).			☐	$0.00	
TOTAL OF ABOVE CALCULATIONS =				$950.00	

☐ Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2. $0.00

SUBTOTAL =	$950.00	

Processing fee of **$130.00** for furnishing the English translation later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492(f)).   + $0.00

TOTAL NATIONAL FEE =	$950.00	

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable). ☐ $0.00

TOTAL FEES ENCLOSED =	$950.00	
	Amount to be: refunded	$
	charged	$

a. ☒ A check in the amount of ___$950.00___ to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. _____ in the amount of _____ to cover the above fees.

c. ☒ The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. ___13-2490___

d. ☐ Fees are to be charged to a credit card. **WARNING: Information on this form may become public. Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

A. Blair Hughes
McDonnell Boehnen Hulbert & Berghoff LLP
300 S. Wacker Drive
Chicago, IL 60606

SIGNATURE

A. Blair Hughes
NAME

32,901
REGISTRATION NUMBER

19 October 2004
DATE

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Express Mail No. EV334702607US

Deposited: October 19, 2004

I hereby certify that the attached correspondence, identified below, is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" under 37 CFR § 1.10 on the date indicated above and is addressed to the Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: _____
(person *actually* depositing)

Patent Application of: Bridges et al.

Title: Respirator Assembly

   X Copy of International Application

   X Transmittal Letter to the United States Designated/Elected Office (DO/EO/US)

   X Postcard

   X Copy of International Search Report

   X Copy of International Preliminary Examination Report

   X Executed Declaration/Power of Attorney

   X Postcard

   X Check

   X Application Data Sheet

   X Preliminary Amendment

   X 3 Sheets of Drawings

Attorney Docket No.: 04-870

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